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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

J. RICHARD WAGNER AND KRISTEN SCHWALL,)	Case No. S-99-1692 GEB DAD
)	
Plaintiffs,)	[PROPOSED] ORDER DISBURSING
)	REGISTRY FUNDS (CASH DEPOSIT
On behalf of themselves and all)	IN LIEU OF SUPERSEDEAS BOND
others similarly situated,)	TO STAY JUDGMENT PENDING
)	APPEAL)
v.)	
)	E.D. Local Civil Rule 67-150(g)
PROFESSIONAL ENGINEERS IN)	
CALIFORNIA GOVERNMENT and)	
KATHLEEN CONNELL, STATE)	
CONTROLLER,)	
)	
Defendants.)	
)	

The parties to the above-captioned case have submitted a stipulated request for an Order Disbursing Registry Funds to release the cash in lieu of supersedeas bond that defendant Professional Engineers in California Government (hereinafter “PECG”) deposited into this Court’s registry on or about November 12, 2002, to stay pending appeal the compensatory damage judgment awarded by this Court, which the Ninth Circuit subsequently reversed on appeal. Good cause appearing therefor, the request is hereby GRANTED. The Clerk of this Court is hereby directed to disburse to PECG those funds in the Court’s registry in the amount

[PROPOSED] ORDER DISBURSING REGISTRY FUNDS

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of the \$336,342.92 that PECG deposited into the Court's registry and any interest earned on that deposit, less the administrative fee. The funds shall be disbursed to PECG in the form of a check payable to PECG and sent to the attention of Arthur P. Duffy, Treasurer, PECG, 660 "J" Street, Suite 445, Sacramento, California 95814.

The foregoing is so ordered.

Dated: April 18, 2005

/s/ Garland E. Burrell, Jr.
GARLAND E. BURRELL, JR.
United States District Judge